



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

April 12, 2017

***In Re: Volkswagen "Clean Diesel" Marketing, Sales, Practices, And Products Liability
Litigation, Case No: MDL No. 2672 CRB (JSC)***

Via Email Pursuant to Paragraph 87 of the 2.0L Partial Consent Decree

ATTENTION:

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RE: The United States Environmental Protection Agency (EPA) approval of the National Zero Emission Vehicle Investment Plan


Dear Sir or Madam:

Pursuant to the partial consent decree entered in this case on October 25, 2016, addressing among other things, the claims arising out of the sale of certain two-liter engine diesel vehicles ("2.0L Partial Consent Decree"), Settling Defendants are obligated to make investments in certain types of infrastructure and other activities related to zero emission vehicles. 2.0L Partial Consent Decree, ¶ 13. The investment obligation is divided between the State of California and the rest of the United States (\$800 million and \$1.2 billion respectively). The investment obligation is spread over 10 years and is required to be implemented in accordance with plans submitted periodically that cover four 30 month periods of investment activity. The specific requirements for the investments and the plans to be submitted are set forth in Appendix C to the 2.0L Partial Consent Decree ("Appendix C").

Pursuant to Appendix C, Settling Defendants were required to submit to the United States Environmental Protection Agency (EPA) for review and approval, a "National ZEV Investment Plan" that: (1) identifies Settling Defendants' anticipated investments for the initial 30-month period; and (2) demonstrates compliance with all other requirements for the National ZEV Plan. Settling Defendants, through a wholly owned subsidiary Electrify America, LLC, timely submitted a National ZEV Investment Plan on April 10, 2017.¹ The EPA has reviewed the National ZEV Investment Plan and determined that it meets all the required elements of Appendix C (for the first 30-month investment period). Therefore, the EPA hereby approves Settling Defendants National ZEV Investment Plan as submitted.

If you have any questions, please call.

Sincerely,



Phillip A. Brooks, Director
Air Enforcement Division
(202) 564-0652

¹ This document is dated April 9, 2017.